

SUMMARY SHEET  
BOARD OF HEALTH AND ENVIRONMENTAL CONTROL  
September 14, 2006

\_\_\_\_\_ ACTION/DECISION

  X   INFORMATION

- I.     **TITLE:** Administrative and Consent Orders issued by Environmental Quality Control (“EQC”).
- II.    **SUBJECT:** Administrative and Consent Orders issued during the period July 1 – July 31, 2006.
- III.   **FACTS:** For the period July 1, 2006 through July 31, 2006 EQC issued thirty-three (33) Consent Orders with total assessed civil penalties in the amount of \$160,043.62. One (1) Administrative Order was entered into during the reporting period with total assessed civil penalties in the amount of \$6,120.00.

Unless otherwise specified, “Previous Orders” as listed in this report include orders issued by Environmental Quality Control programs within the last five (5) years.

<u>Bureau</u>	<u>Administrative Orders</u>	<u>Assessed Penalties</u>	<u>Consent Orders</u>	<u>Assessed Penalties</u>
<b>Land &amp; Waste Management</b>				
Hazardous Waste	0	\$ 0	0	\$ 0
Solid Waste	0	0	0	0
UST Program	1	6,120.00	8	4,300.00
<b>SUBTOTAL</b>	<b>1</b>	<b>6,120.00</b>	<b>8</b>	<b>\$ 4,300.00</b>
<b>Water*</b>				
Drinking Water	0	\$ 0	4	\$ 6,040.00
Water Pollution	0	\$ 0	15	100,703.62
<b>SUBTOTAL</b>	<b>0</b>	<b>\$ 0</b>	<b>19</b>	<b>\$ 106,743.62</b>
<b>Air Quality</b>				
<b>SUBTOTAL</b>	<b>0</b>	<b>\$ 0</b>	<b>6</b>	<b>\$ 49,000.00</b>
<b>TOTAL</b>	<b>1</b>	<b>\$ 6,120.00</b>	<b>33</b>	<b>\$ 160,043.62</b>

**\*During the reporting period, Water Pollution Enforcement and Drinking Water Enforcement issued one (1) Joint Consent Order. Water Pollution Enforcement was credited with the Joint Order.**

**ANALYSIS:** During the reporting period, Water Pollution Enforcement entered into a Consent Order with the City of Sumter (Respondent). The Respondent owns and operates the Pocatigo River Wastewater Treatment Facility (WWTF). Violations of the Pollution Control Act and Water Pollution Control Permit Regulations included: failure to comply with Consent Order 01-253-W and failure to comply with the permitted discharge limits for whole

effluent toxicity (WET). The Respondent must submit a plan for the WET testing of influent streams entering the WWTF. A Toxicity Reduction Evaluation (TRE) must be conducted if the effluent from the WWTF is in violation of the WET permit limits. A civil penalty in the amount of twenty-one thousand, six hundred dollars (\$21,600.00) was assessed.

Water Pollution Enforcement and Drinking Water Enforcement entered into a Joint Consent Order with Summit Realty and Development of Sumter, Inc. (Respondent). The Respondent is responsible for the proper operation of a public water system (PWS) and a wastewater collection system (WWCS). The Respondent placed the PWS and WWCS into operation without proper approvals, which is a violation of the State Safe Drinking Water Act and Pollution Control Act as well as the State Primary Drinking Water Regulations and the Water Pollution Control Permit Regulations. An administratively complete application must be submitted for renewal of the construction permit for the PWS and also an extension letter for the end construction date on the WWCS construction permit. A civil penalty in the amount of two thousand one hundred dollars (\$2,100.00) was assessed with seven hundred dollars (\$700.00) for violations of the State Safe Drinking Water Act and one thousand four hundred dollars (\$1,400.00) for violations of the Pollution Control Act.

Bureau of Air Quality Enforcement entered into a Consent Order with Respondent, Leigh Fibers, Inc. The Respondent located in Spartanburg, SC reprocesses mixed textile wastes and cleans low-grade cotton. The Respondent violated the U.S. EPA Regulations and the SC Air Pollution Control Regulations for failure to: have the proper permit before installing and operating a new shredding line; establish operational ranges for baghouses; and maintain proper documentation of visual emission checks and maintenance checks. The Respondent must obtain a Department issued permit before installing, operating, or modifying any source of air contaminants. A civil penalty in the amount of eleven thousand dollars (\$11,000.00) was assessed.

Of the thirty-three (33) Consent Orders issued by EQC enforcement programs during the reporting period, (31) have either complied with the Order requirements or are currently in compliance with schedules required in those Orders.

Submitted by:

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Environmental Quality Control